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**FACSIMILE TRANSMISSION**

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**TO:** Examiner Deborah K. Ware, TC/A.U.: 1651  
**FAX:** 571-273-8300 **TELEPHONE:** 571-272-0924  
**FROM:** Alfred K. Wiedmann Jr., USPTO Reg. No. 48,033  
**DATE:** July 18, 2007 **Attorney Docket:** Schakel-NonProv  
**TOTAL PAGES:** 14 (including this cover page) X Facsimile Filing

**LETTER OF FACSIMILE TRANSMITTAL**

In Re the Application of: Karl W. Schakel  
Serial Number: 10/612,321  
Filed: July 1, 2003  
Title: Health Enhancement System  
TC/A.U.: 1651  
Examiner: Deborah K. Ware  
Attorney Docket: Schakel-NonProv  
Customer No.: 33549

Enclosed for filing in the above application please find the following:

1. Amendment Under 37 C.F.R. § 1.312 (11 pages);
2. this Letter of Transmittal (2 pages); and
3. a Certificate of Facsimile Transmittal (1 page).

I have this 18<sup>th</sup> day of July, 2007, either myself personally or through my direction of staff at this office, forwarded all of the items in the above Letter of Transmittal via Facsimile Number 571-273-8300, addressed to Examiner Deborah K. Ware, TC/A.U.: 1651.

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Facsimile Number: 571-273-8300

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IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE

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In Re the Application of: Karl W. Schakel  
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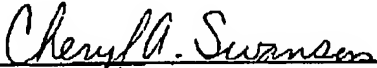
## CERTIFICATE OF FACSIMILE TRANSMISSION

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.

2. I have this day forwarded the foregoing Letter of Facsimile Transmission; Amendment Under 37 C.F.R. § 1.312; and this Certificate of Facsimile Transmission via facsimile number 571-273-8300, addressed to Examiner Deborah K. Ware, TC/A.U.: 1651.

Dated this 18<sup>th</sup> day of July, 2007.

  
Cheryl A. Swanson

Dated this 18<sup>th</sup> day of July, 2007.

Respectfully Submitted,  
SANTANGELO LAW OFFICES, P.C.

By:



Alfred K. Wiedmann Jr.  
Attorney for Assignee  
USPTO Reg. #48,033  
125 South Howes, Third Floor  
Fort Collins, CO 80521  
(970) 224-3100

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Serial Number: 10/612,321  
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Attorney Docket: Schakel-NonProv  
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**AMENDMENT UNDER 37 C.F.R. § 1.312****I. INTRODUCTORY REMARKS**

This amendment under Rule 312 is filed on the day of or before the payment of the issue fee and seeks to make formality type, non-substantive changes to the preamble of two claims. It is believed that the amendments made herein do not constitute new matter. The Applicants requests that the Office amend the claims as indicated below and allow the application to proceed to issuance in its normal course.

The Applicant would also like to remind the examiner that the examiner gave verbal permission for this Rule 312 amendment in a telephone conference with the undersigned on June 22, 2007. It is of note that the amendments appearing below act on the claims as they appear after the entry of the following amendments: the amendments filed under Rule 116 (After-Final amendment) on April 2, 2007, and the examiner amendments accompanying the Notice of Allowance of June 15, 2007.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 9 of this paper.